

18

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NOV 22 1993 - 10:31 AM

INTERSTATE COMMERCE COMMISSION

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Of Counsel

SOL MOSHER  
Senior Advisor  
on Federal Affairs  
and International Trade

\* Admitted only in jurisdictions  
other than the District of Columbia

0100042020

November 22, 1993

Mr. Sidney L. Strickland, Jr.  
Secretary  
Interstate Commerce Commission  
Washington, D.C. 20423

Dear Mr. Strickland:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11303(a) are one original and three copies of a Release of Lien, dated as of November 15, 1993, relating to a Railroad Equipment Lease Agreement, dated as of September 9, 1983 ("Lease"), between United States Trust Company of New York ("Lessor"), not individually but solely as owner-trustee ("Owner-Trustee") under a Trust Agreement dated as of March 15, 1977 ("Trust Agreement"), and Bangor and Aroostook Railroad Company ("Lessee"). Both the Trust Agreement, a primary document as defined in the Commission's rules, and the Lease, a secondary document relating thereto, were duly recorded and filed with the Interstate Commerce Commission pursuant to 49 U.S.C. Section 11303 under Recordation Numbers 8822-A and 8822-J, respectively.

The name and address of the party to the enclosed document is:

United States Trust Company of New York,  
as Owner-Trustee  
45 Wall Street  
New York, New York 10005

A description of the railroad equipment covered by the enclosed documents is attached hereto as Schedule A.

A PARTNER IN PRESTON THORGRIMSON SHIDLER GATES & ELLIS

SEATTLE, WA  
(206) 623-7580  
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Mr. Sidney L. Strickland, Jr.  
November 22, 1993  
Page 2

Also enclosed is a check in the amount of \$16 payable to the order of the Interstate Commerce Commission covering the required recordation files.

The following is a short summary of the enclosed document and the primary and secondary documents to which it relates:

Document to be Recorded

Release of Lien from United States Trust Company of New York, dated as of November 15, 1993, releasing lien on the equipment described in Schedule A attached thereto.

Primary Document

Trust Agreement, dated as of March 15, 1977, between United States Trust Company of New York, filed with the Commission pursuant to 49 U.S.C. § 11303 under Recordation Number 8822-A.

Secondary Document

Railroad Equipment Lease Agreement, dated as of September 9, 1983, between United States Trust Company of New York, as Owner-Trustee (Lessor) and Bangor and Aroostook Railroad Company, filed with the Commission pursuant to 49 U.S.C. § 11303 on September 19, 1983 under Recordation Number 8822-J.

Kindly return one stamped copy of the enclosed documents to Alan J. Schaeffer, Esquire, Preston Gates Ellis & Rouvelas Meeds, 1735 New York Avenue, N.W., Suite 500, Washington, D.C. 20006-4759.

Very truly yours,

  
Alan J. Schaeffer

AJS/aca  
Enclosures

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## **SCHEDULE A**

100 70-ton 50 foot, 6 inch single-door boxcars, AAR mechanical designation XM

### **Prior Road Numbers**

AHW 301-400 (inclusive)

### **Current Road Numbers**

BAR 5400-5499 (inclusive)

**Interstate Commerce Commission**  
Washington, D.C. 20423

11/22/93

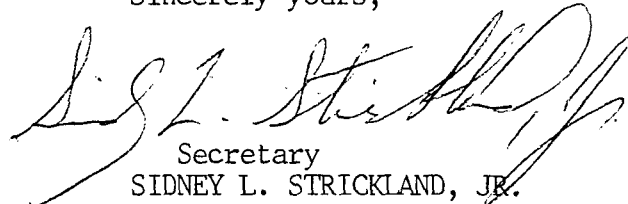
OFFICE OF THE SECRETARY

Alan J. Schaeffer, Esq.  
Preston, Gates Ellis & Rouvelas Meeds  
1735 New York Avenue N.W. Suite 500  
Washington, D.C. 20006-4759

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions  
of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303,  
on **11/22/93** at **10:30am**, and assigned  
recordation number(s). **8822-L**

Sincerely yours,

  
Secretary  
SIDNEY L. STRICKLAND, JR.

Enclosure(s)

RELEASE OF LIEN

8822-D  
NOV 22 1993 - 11 11 AM

INTERSTATE COMMERCE COMMISSION

KNOW ALL MEN BY THESE PRESENTS THAT:

WHEREAS, UNITED STATES TRUST COMPANY OF NEW YORK ("Lessor") has heretofore executed and delivered a Railroad Equipment Lease Agreement, dated as of September 9, 1983 with BANGOR AND AROOSTOOK RAILROAD COMPANY ("Lessee"), not individually but as Owner-Trustee under a Trust Agreement dated as of March 15, 1977 ("Owner-Trustee"); and

WHEREAS, the Trust Agreement was filed with the Interstate Commerce Commission pursuant to 49 U.S.C. § 11303 under Recordation Number 8822-A and the Lease was filed with the Interstate Commerce Commission pursuant to 49 U.S.C. § 11303 on September 19, 1983, under Recordation Number 8822-J; and

WHEREAS, Lessee notified Lessor on March 23, 1992 of its intention to exercise its option to purchase the equipment described in Schedule A attached hereto (the "Units," described in Schedule A attached hereto), pursuant to Article 14 of the Lease; and

WHEREAS, the final payment by Lessee to Lessor under the Lease was made as of September 15, 1993.

NOW THEREFORE, the Owner-Trustee, UNITED STATES TRUST COMPANY OF NEW YORK, for and in consideration of \$1.00 and other good and valuable consideration, receipt of which is hereby acknowledged, does hereby RELEASE and CONVEY unto the Lessee, BANGOR AND AROOSTOOK RAILROAD COMPANY, its successors and assigns, all of the rights, title, lien, security interest or claim whatsoever, which the Owner-Trustee may have or may have acquired in the Units, under, through or by virtue of the Lease.

IN WITNESS WHEREOF, the Owner-Trustee has caused this instrument to be duly executed and delivered by its duly authorized officers as of the 15<sup>th</sup> day of November, 1993.

UNITED STATES TRUST COMPANY  
OF NEW YORK  
Owner-Trustee

By: M. Cusumano

Its: ASSISTANT VICE PRESIDENT

Allison Blunnie  
Notary Public

ALLISON BLUNNIE  
Notary Public, State of New York  
No. 41-5007490  
Qualified in Queens County  
Commission Expires February 1, 1995

## **SCHEDULE A**

100 70-ton 50 foot, 6 inch single-door boxcars, AAR mechanical designation XM

### **Prior Road Numbers**

AHW 301-400 (inclusive)

### **Current Road Numbers**

BAR 5400-5499 (inclusive)

**CERTIFICATION OF TRUE COPY**

I Alan, J. Schaeffer, being duly sworn do hereby certify that the attached  
"RELEASE OF LIEN" dated as of November 15, 1993, executed by UNITED STATES  
TRUST COMPANY OF NEW YORK, as Owner-Trustee, is a true and complete copy  
or the original thereof.

  
ALAN J. SCHAEFFER

*District of Columbia, ss:*

Subscribed and sworn before me this 17th day of November, 1993.

  
\_\_\_\_\_  
NOTARY PUBLIC

EVA BISHOP  
District of Columbia  
My Commission Expires April 30, 1994